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KILYK BOWERSOX PLLC

FAX番号: 06-6101-3172

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I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1-571-273-8300 on July 20, 2008.

Kim Blum  
Name (Print)

Kim Blum  
Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	CHANO et al.	)	Examiner:	Peter J. Reddig
		)		
Application No.:	10/516,558	)	Group Art Unit:	1642
		)		
Filed:	January 25, 2005	)	Confirmation No.:	2830
		)		
Docket No.:	3190-070	)	Customer No.:	33432

For: RB1 GENE INDUCED PROTEIN (RB1CC1) AND GENE

DECLARATION UNDER 37 C.F.R. § 1.132

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

1.) We, Tokuhiro Chano, Shiro Ikegawa, and Hidetoshi Okabe, do declare and state as follows: We are the named inventors of the present application identified above. The Declaration Under 37 C.F.R. §1.132 previously filed in error stated "Are are three of the six named inventors . . . ." There are only three inventors.

2.) We are aware that the Examiner has relied upon a reference identified as Chano et al. (ONCOGENE, 2002).

3.) The Chano et al. reference relied upon by the Examiner to show the claimed invention, is subject matter that was conceived and invented by us, Tokuhiro Chano, Shiro Ikegawa, and Hidetoshi Okabe, for purposes of the present invention. It is respectfully noted that Keiichi Kontani, Nicola Baldini, and Yukikazu Saeki were research assistants working under our supervision and were involved in the preparation of this publication. In view of their

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Declaration under 37 C.F.R. §1.132

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contributions in preparing the publication, we acknowledged their assistance by naming them in the article. However, their contributions were not of an inventive nature for purposes of the present application and, therefore, they were not named as inventors. Thus, this is the reason why the authors of the Chano et al. reference differ from the inventors set forth in the present application.

4.) We confirm that the subject matter and work described in Chano et al. is our work, which we invented and disclosed in the present application.

5.) We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code and any such willful false statement may jeopardize the validity of the application or any issuing thereon.

Date:

July 3, 2008

Tokuhiko CHANO

Date:

July 2 '08

Shiro IKEGAWA

Date:

July 3 '08

Hidetoshi OKABE